STATE OF INDIANA)) SS:	IN LAGRANGE COUNTY SUPERIOR COURT		
COUNTY OF LAGRANGE)	CAUSE NO. 44D01-0702-PL-1		
STATE OF INDIANA,)		
Plaintiff,)	FILED	
v.)	MAY 1 8 2007	
RUDY RODRIGUEZ, JR individually and doing business as, FAT AUTO SALES,)))	BEVERLY S. ELLIOTT, CLERK LAGRANGE SUPERIOR COURT	
Defendant.)		

CONSENT JUDGMENT

The Plaintiff, State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Mary Ann Wehmueller, having filed its Complaint for Injunction, Costs, and Civil Penalties, and Defendant, Rudy Rodriquez, Jr., individually, and doing business as, Fat Auto Sales, hereby enter into this Consent Judgment without trial and adjudication of any issue of fact or law.

The parties believe it is in their best interest to resolve the issues raised by the State of Indiana and avoid further litigation. This Consent Judgment does not constitute an admission by the Defendant of any wrongdoing, nor shall it be construed as an abandonment by the Attorney General of his position the Defendant violated Indiana's Deceptive Consumer Sales Act and Indiana Code §9-17-3-3. The parties consent to entry of a final judgment in this proceeding by the Court and accept this Consent Judgment as final on the issues resolved herein.

Now, therefore, by consent and agreement of the parties hereto, it is ORDERED, ADJUDGED and DECREED as follows:

1. On February 12, 2007, the Attorney General filed his Complaint for Injunction, Costs, and Civil Penalties alleging various violations of the Indiana Deceptive Consumer Sales Act, Indiana Code §24-5-0.5-1 *et seq.*, and Ind. Code §9-17-3-3 for Defendant's failure to timely deliver a vehicle title to consumer Leon Lehman.

INJUNCTIVE RELIEF

- 2. Pursuant to Ind. Code §24-5-0.5-4(c)(1), Defendant Rudy Rodriguez, Jr., his agents, representatives, employees, successors and assigns are permanently enjoined from engaging in the following:
 - a. Selling motor vehicles without delivering titles as required by Ind. Code §9-17-3-3.
 - b. Misrepresenting warranty of title of vehicles offered for sale.
 - c. Misrepresenting his ability to deliver motor vehicle titles to purchasers within a stated or reasonable timeframe.

DAMAGES

- 3. Pursuant to Ind. Code \$24-5-0.5-4(c)(3), judgment is granted in favor of Plaintiff, State of Indiana, for its cost of investigation and prosecution in the amount of \$500.00.
- 4. Pursuant to Ind. Code §24-5-0.5-4(g), judgment is granted in favor of Plaintiff, State of Indiana, for civil penalties in the amount of \$500.00.
- 5. Pursuant to Ind. Code §24-5-0.5-8, judgment is granted in favor of Plaintiff, State of Indiana, for civil penalties in the amount of \$500.00.

CONTINUING JURISDICTION

6. The Court shall retain jurisdiction for the purpose of issuing such orders as may be necessary to interpret or enforce the provisions herein.

IN WITNESS THEREOF, Rudy Rodriguez, Jr. has signed this Consent Judgment on behalf of himself, his agents, representatives, employees, successors, assigns, and all persons acting or claiming to be acting on his behalf, through any corporate business name or device. Mary Ann Wehmueller, Deputy Attorney General, has signed this document on behalf of Plaintiff, State of Indiana.

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STEVE CARTER

Attorney No. 4150-64

Attorney General

Mary Ann Wehmueller

Deputy Attorney General Atty. No. 0015251-49A

Rudy Rodriguez, Jr.

Defendant

Dated: April <u>2</u>, 2007

JUDGMENT

Total monetary judgment in favor of Plaintiff, State of Indiana, against Defendant, Rudy Rodriguez, Jr., individually, and doing business as, Fat Auto Sales, for costs and civil penaltigs in the amount of \$1,500.00, is ORDERED, ADJUDGED and DECREED

Judge, LaGrange County Superior Court

NO ANSWER

RESULT

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ON.

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*** TRANSMISSION ERROR REPORT ***

Distribution to:

Mary Ann Wehmueller Deputy Attorney General Office of the Attorney General Indiana Government Center South 402 W. Washington, 5th Floor Indianapolis, IN 46204 Maw:383124 Rudy Rodriquez, Jr. c/o Charles E. Davis Davis Law, LLC 614 W. Berry St. Ft. Wayne, IN 46802